THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.9271 of 2002

Dated:04.07.2007

Between
P.S.V.Ramana Kumar

.....Petitioner

and

1.The Standard Chartered Bank,
1 Floor, ICDS, Oxford Plaza
Secunderabad, through its
Branch Manager and another.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.9271 of 2002

ORDER:

This writ petition is filed seeking a Mandamus to declare the action of 1st respondent Bank in engaging the extra judicial forum to recover the amounts, which are not due and time barred, from the petitioner under threat and harassment though complaint was lodged with the 2nd respondent on 4.5.2002, as arbitrary and illegal.

There is no necessity to go into all the details.

While admitting the writ petition, by an interim order dated 14.5.2002, this Court directed the 2nd respondent to enquire into the matter and file an affidavit within one month from that date specifically dealing with the

allegations made by the petitioner. Further, 1st respondent was restrained from taking recourse to extra judicial methods for recovering the amounts.

Now, a detailed counter affidavit has been filed by 1st respondent denying the allegations made by the petitioner stating that they never resorted to any extra judicial methods. The petitioner entered into compromise with them and agreed to pay the amount in six instalments and to that effect, he gave post dated cheque and when it was presented in the concerned bank, it was bounced. On the very same day, the petitioner went to the police station and gave a complaint, which is not true.

Be that as it may. Now, since the interim order has been continuing for five years and the respondents were not going for extra judicial methods, I deem it appropriate to close the writ petition.

Writ petition is accordingly closed. No

costs.

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4-7-2007

rkk